IN THE UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re application of:

MANABU TOMITA ET AL.

Serial No.: 09/387,477 (T.1-26105)

Filed: September 1, 1999

For: SEMICONDUCTOR DEVICE AND MANUFACTURING METHOD THEREOF

Group Art Unit: 2822

Examiner M. Guerrero

BOX AF

Commissioner for Patents Washington, D. C. 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated April 5, 2002 of the Primary Examiner finally rejecting claims 1 and 3 to 7, all of the rejected claims.

The item(s) checked below are appropriate:

- An extension of time to respond to the final rejection
 - was granted on
 - is requested for two month(s).
- 2. X A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
- 3. X Fee \$320.00:

____ Not required (Fee paid in prior appeal)

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No. 20-0668. Addupticate copy of this sheet is enclosed.

Signature [Rule 191(b)]

19387 Y

Post Office Address

(to which correspondence is to be sent)

Jay M. Cantor #19906

Texas Instruments Incorporated

P. O. Box 655474, M/S 3999

Dallas, TX 75265

(202) 639-7713

BEST AVAILABLE COPY

8/ Robert Colorbon Awalle

TC 2800 MAIL ROOM

For the reason stated above, grant of this petition and entry of the amendment filed after final rejection is appropriate.

Respectfully submitted,

Jay M. Cantor Reg. No. 19906 (202) 639-7713